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3 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
4 AT SEATTLE

5 KENNETH S. SYLVESTER AND  
LISA ANN SYLVESTER,

6 Plaintiffs,

7 v.

8 MERCHANTS CREDIT  
CORPORATION d/b/a MERCHANTS  
9 CREDIT ASSOCIATION,

10 Defendant.

C17-168 TSZ

MINUTE ORDER

11 The following Minute Order is made by direction of the Court, the Honorable  
12 Thomas S. Zilly, United States District Judge:

13 (1) Having reviewed Defendant's response to this Court's order to show cause,  
14 *see* docket nos. 13, 15, 19, Plaintiffs' motion to compel, docket no. 12, is STRICKEN as  
15 moot. Should Plaintiffs' review of Defendant's discovery answers and responses reveal  
16 any remaining deficiencies, Plaintiff is GRANTED leave to refile its motion to compel  
17 consistent with this Minute Order. Plaintiffs' request for the fees incurred in bringing the  
18 motion, which Defendant does not oppose, *see* docket nos. 12, 19, is GRANTED.  
19 Plaintiffs' counsel presents evidence that he spent 4.5 hours in bringing the motion to  
20 compel and charges an hourly rate of \$275.00. *See* Declaration of Ryan L. McBride,  
21 docket no. 12-1, at ¶ 23. The Court accordingly awards Plaintiffs attorney's fees of  
22 \$1,237.50.

23 (2) The Clerk is directed to send a copy of this Minute Order to all counsel of  
record.

Dated this 13th day of February, 2018.

William M. McCool  
Clerk

s/Karen Dews  
Deputy Clerk